

# Senate Amendment 5408

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1 1 Amend House File 2663, as passed by the House, as  
1 2 follows:  
1 3 #1. By striking everything after the enacting  
1 4 clause and inserting the following:  
1 5 <Section 1. Section 8.57, subsection 6, paragraph  
1 6 f, Code Supplement 2007, is amended to read as  
1 7 follows:  
1 8 f. There is appropriated from the rebuild Iowa  
1 9 infrastructure fund to the secure an advanced vision  
1 10 for education fund created in section 423E.4, for ~~each~~  
1 11 ~~the fiscal year of the fiscal period beginning July 1,~~  
1 12 ~~2004, and ending June 30, 2014 each succeeding fiscal~~  
1 13 ~~year,~~ the amount of the moneys in excess of the first  
1 14 forty-seven million dollars credited to the rebuild  
1 15 Iowa infrastructure fund during the fiscal year, not  
1 16 to exceed ten million dollars.  
1 17 Sec. 2. Section 423E.1, subsection 2, Code 2007,  
1 18 is amended to read as follows:  
1 19 2. The maximum rate of tax shall be one percent.  
1 20 The tax shall be imposed without regard to any other  
1 21 local sales and services tax authorized in chapter  
1 22 423B, and is repealed at the expiration of a period of  
1 23 ten years of imposition or a shorter period as  
1 24 provided in the ballot proposition unless the period  
1 25 is extended as provided in section 423E.2, subsection  
1 26 5. ~~However, all local option sales and services taxes~~  
1 27 ~~for school infrastructure purposes are repealed~~  
1 28 ~~December 31, 2022.~~  
1 29 Sec. 3. Section 423E.2, subsection 5, paragraph c,  
1 30 Code Supplement 2007, is amended to read as follows:  
1 31 c. A local option sales and services tax shall not  
1 32 be repealed or reduced in rate if obligations are  
1 33 outstanding which are payable as provided in section  
1 34 423E.5, unless funds sufficient to pay the principal,  
1 35 interest, and premium, if any, on the outstanding  
1 36 obligations at and prior to maturity have been  
1 37 properly set aside and pledged for that purpose.  
1 38 ~~However, this paragraph does not apply to the repeal~~  
1 39 ~~of the tax on December 31, 2022, as specified in~~  
1 40 ~~section 423E.1, subsection 2.~~  
1 41 Sec. 4. Section 423E.4, subsection 3, paragraph a,  
1 42 Code Supplement 2007, is amended to read as follows:  
1 43 a. The director of revenue by August 15 of each  
1 44 fiscal year shall compute the guaranteed school  
1 45 infrastructure amount for each school district, each  
1 46 school district's sales tax capacity per student for  
1 47 each county, the statewide tax revenues per student,  
1 48 and the supplemental school infrastructure amount for  
1 49 the ~~coming~~ fiscal year.  
1 50 Sec. 5. Section 423E.4, subsection 3, paragraph b,  
2 1 subparagraph (3), Code 2007, is amended by striking  
2 2 the subparagraph and inserting in lieu thereof the  
2 3 following:  
2 4 (3) "Statewide tax revenues per student" means the  
2 5 greater of the following amounts:  
2 6 (a) The amount determined by estimating the total  
2 7 revenues that would be generated by a one percent  
2 8 local option sales and services tax for school  
2 9 infrastructure purposes if imposed by all the counties  
2 10 during the entire fiscal year and dividing this  
2 11 estimated revenue amount by the sum of the combined  
2 12 actual enrollment for all counties as determined in  
2 13 section 423E.3, subsection 5, paragraph "d",  
2 14 subparagraph (2).  
2 15 (b) Five hundred seventy-five dollars per student.  
2 16 Sec. 6. Section 423E.4, Code 2007, is amended by  
2 17 adding the following new subsections:  
2 18 NEW SUBSECTION. 5A. For the fiscal year beginning  
2 19 July 1, 2008, if any school district will not receive  
2 20 a distribution under this section from the fund equal  
2 21 to at east five hundred seventy-five dollars per  
2 22 student, there is appropriated from the surplus  
2 23 existing in the general fund of the state at the  
2 24 conclusion of the fiscal year beginning July 1, 2007,

2 25 to the secure an advanced vision for education fund an  
2 26 amount to be distributed to such school districts so  
2 27 that the amount received for the fiscal year beginning  
2 28 July 1, 2008, will equal five hundred seventy-five  
2 29 dollars per student. The appropriation under this  
2 30 subsection shall be made prior to the appropriation  
2 31 and distribution to the senior living trust fund and  
2 32 cash reserve fund of the surplus existing in the  
2 33 general fund of the state at the conclusion of the  
2 34 fiscal year beginning July 1, 2007.

2 35 NEW SUBSECTION. 5B. For the fiscal year beginning  
2 36 July 1, 2009, and each subsequent fiscal year, if any  
2 37 school district will not receive a distribution under  
2 38 this section from the fund equal to at least five  
2 39 hundred seventy-five dollars per student, there is  
2 40 appropriated from the general fund of the state to the  
2 41 secure an advanced vision for education fund an amount  
2 42 to be distributed to such school districts so that the  
2 43 amount received for the fiscal year will equal five  
2 44 hundred seventy-five dollars per student.

2 45 Sec. 7. Section 423E.7, Code 2007, is repealed.

2 46 Sec. 8. CONSTITUTIONAL AMENDMENT == INTENT. It is  
2 47 the intent of the general assembly that an amendment  
2 48 to the Constitution of the State of Iowa be proposed  
2 49 and passed by two successive general assemblies and  
2 50 submitted to the voters of the state that provides the

3 1 following:

3 2 All revenues derived from the imposition and  
3 3 collection of a local sales and services tax for  
3 4 school infrastructure purposes be distributed to  
3 5 school districts of the state to be used exclusively  
3 6 for school infrastructure proposes or school property  
3 7 tax relief, including the payment of principal and  
3 8 interest on bonds issued for school infrastructure  
3 9 purposes.>

3 10 #2. Title page, by striking lines 1 through 7 and  
3 11 inserting the following: <An Act relating to the  
3 12 local sales and services tax for school infrastructure  
3 13 purposes and providing for appropriations, if  
3 14 necessary.>

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LARRY McKIBBEN

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